IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 20360 of 2006(W)

PETITIONER:

D.SOMANATHAN, M/S.SARATHY AUTOCARS,
PALLIMMUKKU, KOLLAM.

BY ADV. SRI.BECHU KURIAN THOMAS

RESPONDENTS:

1.STATE OF KERALA,
REP. BY ITS SECRETARY,
DEPARTMENT OF LOCAL ADMINISTRATION,
THIRUVANANTHAPURAM.

2.CORPORATION OF THIRUVANANTHAPURAM,
REP. BY ITS SECRETARY,
THIRUVANANTHAPURAM.

3.THE TOWN PLANNING OFFICER,
OFFICE OF THE TOWN PLANNING OFFICER,
CORPORATION OF THIRUVANANTHAPURAM,
THIRUVANANTHAPURAM.

R1 BY GOVT. PLEADER MR.MATHEW G.VADAKKEL
R2-R3 ADV.MR.N.NANDAKUMARA MENON, S.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C)No.20360 of 2006

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Dated: 19th December, 2006

JUDGMENT

It is stated by the Corporation in the statement filed through their Standing Counsel that the Chief Town Planner has issued another order dated 12.6.2006 directing the Corporation to take immediate steps to stop further construction of the building by the petitioner on the strength of Exts.P4 and P5. It was in the light of the above direction that the Corporation issued Ext.P6 order. Even though the statement was filed by the Standing Counsel as early as on 8.8.2006, so far the petitioner has not taken any steps for seeking amendment of the Writ Petition so as to challenge the order dated 12.6.2006. The Writ Petition accordingly will stand closed giving liberty to the petitioner to have appropriate remedies against the order dated 12.6.2006 passed by the Chief Town Planner.

srd **PIUS C.KURIAKOSE, JUDGE**